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PTO/SB/21 (09-04)

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# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

3

Application Number

10/572,696

Filing Date

October 5, 2006

First Named Inventor

Edith Gardiner

Group Art Unit

1646

Examiner Name

Unassigned

Attorney Docket Number

42-000400US

**ENCLOSURES (check all that apply)**

- ☐ Fee Transmittal Form  
☐ Fee Attached  
☒ Amendment / Response  
☒ Response to Notice of Non-Compliant Amendment  
☐ Affidavits/declaration(s)  
☐ Extension of Time Request  
☒ Receipt Acknowledgement Postcard  
☐ Information Disclosure Statement  
☐ Certified Copy of Priority Document(s)  
☐ Response to Missing Parts/Incomplete Application  
☐ Response to Missing Parts under 37 CFR 1.52 or 1.53

- ☐ PTO-1449 Form  
☐ Cited References  
☐ Copy of PCT Search Report  
☐ Copy of EP Search Report  
☐ Petition to Convert to a Provisional Application  
☐ Power of Attorney, Revocation Change of Correspondence Address  
☐ Terminal Disclaimer  
☐ Small Entity Statement  
☐ Request for Refund

- ☐ After Allowance Communication to Group  
☐ Appeal Communication to Board of Appeals and Interferences  
☐ Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)  
☐ Proprietary Information  
☐ Status Letter  
☐ Additional Enclosure(s) (please identify below):

**Authorization to Charge Deposit Account**

Please charge Deposit Account No. 50-0893 for any additional fees associated with this paper or during the pendency of this application, including any extensions of time for consideration of the documents enclosed.

Remarks

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**Firm  
or  
Individual name

Jonathan Alan Quine, Reg. No. 41,261, Quine Intellectual Property Law Group, P.C.

Signature

Date

January 18, 2007

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

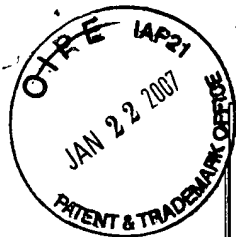
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January 18, 2007



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QUINE INTELLECTUAL PROPERTY LAW GROUP, P.C.

By: Deborah Berwick  
Deborah Berwick

Appl. No.	:	10/572,696	Confirmation No. 5276
Applicant	:	Edith Gardiner, et al.	
Filed	:	October 5, 2006	
TC/A.U.	:	1646	
Examiner	:	Unassigned	
Docket No.	:	42-000400US	
Customer No.	:	22798	
Client Ref No.:	:	127444	

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT**

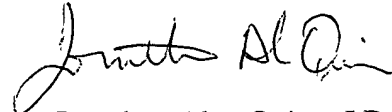
Applicants received a "Notice of Non-Compliant Amendment," mailed by the office on **January 4, 2007**. The Notice alleges that Applicants failed to (1) provide a complete listing of all of the claims; (2) that each claim was not properly identified with a claim status identifier; and (3) "all the remaining claims" (?).

Each of these allegations is incorrect. Applicants' previous amendment was fully compliant because: (1) a listing of claims was properly provided (see pages 3-6 of Applicants' amendment of March 20, 2006); (2) proper status identifiers were, in fact, provided for each and every claim (see pages 3-6); and (3) all of the claims were properly represented in the listing. The "Notice of Non-Compliant Amendment" must be withdrawn.

In the event that the Office, upon review, still perceives any non-compliance issues with respect to the Amendment, the Office is directed to call the undersigned attorney to discuss any basis thereof.

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Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Jonathan Alan Quine".

Jonathan Alan Quine, J.D., Ph.D.  
Reg. No: 41,261

Attachments:

- 1) A transmittal sheet; and
- 2) A receipt indication postcard.